

**RESOLUTION NO. 2019-25**

**A CAPITAL PROJECT AUTHORIZING RESOLUTION OF  
THE VILLAGE COUNCIL OF THE VILLAGE OF KEY  
BISCAYNE, FLORIDA, APPROVING PLAYPOWER, INC.  
AND PLAYCORE WISCONSIN, INC. (D/B/A GAMETIME)  
FOR PLAYGROUND EQUIPMENT REPLACEMENT  
PARTS ON AN AS-NEEDED BASIS; PROVIDING FOR  
AUTHORIZATION; AND PROVIDING FOR AN  
EFFECTIVE DATE.**

**WHEREAS**, pursuant to Section 3.07(b) of the Charter of the Village of Key Biscayne, Florida (“Village”), the Village Council desires to authorize the expenditure of Village funds for the capital project consisting of the purchase of replacement parts (“Parts”) for the Village’s playground equipment on an as-needed basis; and

**WHEREAS**, the Village may, pursuant to Section 2-86 of the Village Code of Ordinances (“Village Code”), enter into bids or contracts entered into by another governmental authority, provided that the governmental authority has gone through a competitive bidding procedure leading to the award of the bid or contract in question; and

**WHEREAS**, the type of purchase contemplated by the Village has been competitively bid by Sourcewell, a service cooperative created by the Minnesota legislature as a local unit of government, which has entered into Sourcewell Contract No. 0303117-LTS (“Sourcewell Contract”) with PlayPower, Inc. (“PlayPower”); and

**WHEREAS**, the purchase has also been competitively bid by the City of Charlotte, North Carolina, which makes its contract available to other governments through the U.S. Communities Government Purchasing Alliance and has entered into U.S. Communities Government Purchasing Alliance Contract No. 2017001134 (“Alliance Contract”) with Playcore Wisconsin, Inc. d/b/a GameTime (“GameTime”); and

**WHEREAS**, in accordance with Section 2-86 of the Village Code, the Village Council seeks to authorize the Village Manager to purchase Parts from PlayPower or GameTime on an as-needed basis consistent with the terms and conditions of the Sourcewell or Alliance Contracts in an amount not to exceed budgeted funds; and

**WHEREAS**, the Village Council finds that this Resolution is in the best interest and welfare of the citizens of the Village.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAIYNE, FLORIDA AS FOLLOWS:**

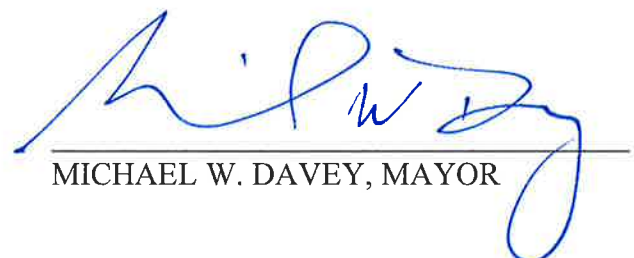
**Section 1.    Recitals.** That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

**Section 2.    Approval of Purchase.** The Village Council hereby approves the purchase of the Parts.

**Section 3.    Authorization for Purchase.** The Village Council hereby authorizes the Village Manager to purchase Parts from PlayPower or GameTime on an as-needed basis consistent with the terms and conditions of the Sourcewell or Alliance Contracts in an amount not to exceed \$45,000 for fiscal year 2019 and an amount not to exceed budgeted funds through fiscal year 2022.

**Section 4.    Effective Date.** That this Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this 30<sup>th</sup> day of April, 2019.

  
MICHAEL W. DAVEY, MAYOR

ATTEST:

  
\_\_\_\_\_  
JENNIFER MEDINA, CMC  
VILLAGE CLERK



APPROVED AS TO FORM AND LEGAL SUFFICIENCY

  
\_\_\_\_\_  
VILLAGE ATTORNEY

## EXHIBIT "A"



## Sourcewell (NJPA) Contract #030117- LTS Equipment Pricing &amp; Labor Rates

FOB ORIGIN (FREIGHT NOT INCLUDED)

	Destination	Discount From Published List
Playground Structures, Fitness Equipment, Early Childhood, Site Amenities, Rock & Ropes, Shade	All 50 states	10%

Custom Equipment:	
Level 1 Customs	Priced not to exceed \$10,000
Level 2 Customs	Priced from \$10,001 - \$25,000
Level 3 Customs	Priced from \$25,001 - \$50,000
Level 4 Customs	Priced from \$50,001 - \$100,000
Level 5 Customs	Priced from \$100,001 - \$250,000

Turnkey Solutions:

Equipment Installation	Priced from 30% - 65% of Equipment List Price. Pricing can vary greatly by state/province and across the various regions of the country
Demo & Removal of Existing Equipment	Priced from \$2500 - \$6000 per day. Pricing can vary greatly by state/province and across the various regions of the country
Site Preparation	Priced from \$2500 - \$6000 per day. Pricing can vary greatly by state/province and across the various regions of the country
Planning & Design Services	Priced from \$0 - \$2500 per day. Pricing can vary greatly by state/province and across the various regions of the country
Engineered Wood Fiber Surfacing	Priced from \$38 - \$58 per cubic yard. Pricing can vary greatly by state/province and across the various regions of the country
Poured In Place Rubber Surfacing	Priced not to exceed \$20 per square foot. See separate price schedule
Playground Turf	Priced not to exceed \$22 per square foot
Rubber Tile Surfacing	Priced not to exceed \$24 per square foot
Community Build Layout & Supervision	Priced from \$750 - \$1000 per man day plus materials & equipment. Pricing can vary greatly by state/province and across the various regions of the country
Maintenance & Repairs	Priced from \$60 - \$75 per man hour plus materials & equipment. Pricing can vary greatly by state/province and across the various regions of the country
Bonding	Not to exceed 5% of billed amount

Notes:

- 1) All equipment to be installed in accordance with specifications by PlayPower factory-certified professional installers
- 2) Equipment shall be installed within four (4) weeks of product delivery, unless requested by agency to be delayed
- 3) Customer shall receive, unload and inspect goods upon arrival, noting any discrepancies on the Delivery Receipt prior to written acceptance of the shipment unless other arrangements have been made
- 4) Customer shall be responsible for providing a clear, level site and for coordinating the scheduling of all deliveries and installation
- 5) Site should permit installation equipment access. Purchaser shall be responsible for unknown conditions such as buried utilities, tree stumps, bedrock or any concealed materials or conditions that may result in additional costs
- 6) Equipment installation pricing excludes all site work and landscaping; removal of existing equipment; storage of goods prior to installation; and drainage provisions. Call local representative for an estimate for site services
- 7) Building Permits, if required, shall be charged at the provider's cost

Playground Equipment Volume Rebates:

PlayPower offers the following customer volume rebate based on the calendar year:		
\$600,000 to \$999,999	1%	Rebate
\$1,000,000 to \$1,499,999	2%	Rebate
\$1,500,000 and above	3%	Rebate



Sourcewell (NJPA) Contract #030117- LTS Equipment Pricing & Labor Rates

**No Fault Safety Surface  
Poured in Place Rubber**

	SF Range										
<b>Rubber</b>	1000-1499	1500-1999	2000-2499	2500-2999	3000-3499	3500-3999	4000-4499	4500-4999	5000-5499	5500-5999	6000 & Up
1.75"	\$12.21	\$12.04	\$11.94	\$11.82	\$11.82	\$11.82	\$11.82	\$11.71	\$11.71	\$11.71	\$11.71
2.25"	\$12.99	\$12.88	\$12.77	\$12.70	\$12.66	\$12.66	\$12.66	\$12.60	\$12.60	\$12.60	\$12.54
2.5"	\$13.59	\$13.37	\$13.38	\$13.32	\$13.26	\$13.26	\$13.21	\$13.21	\$13.16	\$13.15	\$13.15
3"	\$14.82	\$14.60	\$14.54	\$14.42	\$14.44	\$14.43	\$14.44	\$14.38	\$14.38	\$14.32	\$14.32
3.5"	\$16.04	\$15.87	\$15.65	\$15.60	\$15.59	\$15.60	\$15.54	\$15.55	\$15.55	\$15.48	\$15.48
<b>Quantity Discounts:</b>											
5%	1000-1999										
10%	2000-2999										
15%	3000-5499										
20%	5500 & Up										

**Qualifications:**

Prices include installation in 48 contiguous United States

Additional installation costs will apply in the states of AK & HI

Prices do not include sales tax.

Prices do not include union or prevailing wages. Prices do not include freight or shipping.

Prices do not include security of site during installation and curing timeframe. Prices do not include payment or performance bonds.

Prices do not include dumpster.

**Payment Terms:**

Net 30

**General Conditions:**

Prices are based on standard color blends of 50% Standard Color / 50% Black. Standard Colors are: Tan, Blue, Terra Cotta Red and Green

Deduct \$0.85/sf for 100% Black

Add \$1.50/sf for 100% color blends.

**GAMETIME 2019 U.S. COMMUNITIES DISCOUNT SCHEDULE****GENERAL DESCRIPTION OF PRODUCTS AND/OR SERVICES****USC DISCT**

**1.0 Park and Playground Equipment** including, but not limited to, themed systems, stand-alone activities, system components, and replacement parts.

1.1	GameTime Play Equipment (see volume discount below)	Principal Components	24%
		Primary Components	20%
		Ancillary Accessories	18%
		Complimentary Products	16%
		Companion Accessories	9%
		Auxiliary Products	6%
		Enhancement Products	3%
		Exempt Specials	0%
1.2	BigToys Play Equipment	EarlyWorks (6 months) & beyond	6%
1.3	Harmony Park Freenotes	Musical Instruments	5%
1.4	Snug	Early Childhood Play Equipment	6%
1.5	UltraPlay	Play Equipment	6%
1.6	UltraPlay - Discovery Centers	Play Equipment	6%
1.7	UltraPlay - Early Play	Early Childhood Play Equipment	6%
1.8	UltraPlay - NatureRocks	Climbing Rocks	6%

**2.0 Outdoor Fitness Equipment** for all ages and levels including, but not limited to, challenge courses, strength building and resistance mechanisms, multigenerational fitness, optional precision timing systems, climbing walls, pool equipment, pool lifts, and pool timing systems.

2.1	GameTime Fitness	Companion Accessories	9%
		Auxiliary Products	6%
		Contributory Products	3%
		Exempt Accessories	0%
2.2		WaterFit Fitness Equipment	See Price List
2.3	Colorado Time Systems	Aquadic Timing Systems	
2.4		Track Timing Systems	
2.5	Everlast	Climbing Walls	10%
2.6	Power Systems	Fitness Accessories	See Price List

**3.0 Site Accessories** such as, but not limited to, benches, picnic tables, planters, bike racks, bike lockers, shelter and shade structures, bleachers, grandstands, scoreboards and other related site accessories.

GameTime	Ancillary Components	3%
	Adjunct Accessories	3%
Colorado Time Systems	Scoreboards	See Price List
Dero	Bike Storage	5%
GT Grandstands	Grandstands	6%
NRS	Bleachers	6%
GTShade	Shade Structures	3%
UltraShelter	Shelter Structures	4%
UltraSite	Site Furnishings & Accessories	6%

## GAMETIME 2019 U.S. COMMUNITIES DISCOUNT SCHEDULE

### GENERAL DESCRIPTION OF PRODUCTS AND/OR SERVICES

### USC DISCT

**4.0 Surfacing Materials** including but not limited to pour-in-place, rubber tiles, wood fiber, and recycled materials.

GameTime & GTImpax	Engineered Wood Fiber	18%
	Recycled Materials (Shredded)	
	Tiles	
	Poured-In-Place & Bonded	
	Turf	
	LifeFloor	
	Surfacing Accessories	

**5.0 Related Products** such as water parks, skate parks, dog parks and any other related products.

Colorado Time Systems	Aquatic & Track Timing Systems	See Price List
Spectrum	Pool Lifts & Aquatic Components	See Price List
Spohn Ranch	Skate Parks	See Price List
UltraSite - BarkPark	Dog Parks	20%
Water Odyssey	Water Parks	See Price List

**6.0 Services** such as, but not limited to, installation, design, layout, repair and/or maintenance, removal, disposal, project management and any other related Services to provide customer support.

GameTime	Design & Project Management	No Charge
GameTime Sales Agencies	Design, Project Management, Community Install Services	See Price List
GameTime Installers	Installation, Sitework, Layout, Repair, Maintenance, Removal, Disposal	See Price List
Playground Guardian	Safety Audits & Inspections	See Price List

#### Volume Discounts

Volume single purchases of GameTime composite play systems at U.S. Communities net pricing shall be eligible for an additional discount of 5% for orders totaling from \$50,000 to \$75,000; 10% from \$75,000 to \$100,000 and 15% for orders exceeding \$100,000.

#### Installation Fees

See *GameTime U.S. Communities Installation Charges*

#### Shipping and Delivery – Shipping Program

Shipments shall be f.o.b. destination with freight charges prepaid and added separately.